



Report of: **Service Director, Public Protection**

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	3 June 2013	B2	Canonbury

Delete as appropriate		Non-exempt
-----------------------	--	------------

Subject: PREMISES LICENCE NEW APPLICATION
RE: HOPS AND GLORY, 382 ESSEX ROAD, LONDON, N1 3PF

1. Synopsis

- 1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2 The variation application is to amend the conditions of the premises licence. The proposed changes are as follows. Conditions 8 to be amended as follows.
 - On Thursday, where regulated entertainment is taking place, one registered door supervisor shall be provided after 23:00 until 30 minutes after closing.
 - On Friday and Saturday, where regulated entertainment is taking place, one registered door supervisor shall be provided after 22:00 until 30 minutes after closing.
 - Condition 9 to be removed.
 - Condition 12 to be amended as follows.
 - There shall be no admissions after 1am.
 - Condition 13 to be amended as follows.
 - The licensee shall not allow patrons to drink on the pavement outside the premises on Mitchison Road, customers will only be permitted to drink outside on Essex Road until 8pm only.
 - Additional suggested condition.
 - The licence holder shall ensure that hot and cold food is available until closing time 7 days a week.

2. Recommendations

- 2.1 To determine the application for a variation of the premises licence under Section 34 of the Licensing Act 2003.
- 2.2 To consider the representation from the Police in the light of the revised Secretary of State Guidance to Local Authorities issued on 25th April 2012 namely:
- The Licensing Authority should accept all reasonable and proportionate representations made by the Police unless the Authority has evidence that to do so would not be appropriate for the promotion of the Licensing Objectives.
- 2.4 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (See appendix 3);
 - ii. conditions recommended by responsible Authorities (see appendix 3);
 - iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

3. Background

- 3.1 Papers are attached as follows:-
- Appendix 1: application form; current premises licence;
- Appendix 2a: name & address details of those persons making representations;
- Appendix 2: representations;
- Appendix 3: suggested conditions and map of premise location.
- 3.2 The Licensing Authority has received 10 letters of representation, including representations from the Metropolitan Police, Licensing Authority, 8 local residents, and a petition by 30 residents.
- 3.3 The premises is currently for;
- a) the performance of live music, the performance of dance, from 09:00 until 23:00 Monday to Wednesday, 00:00 on Thursday, 02:00 the next day on Friday & Saturday and until 22:30 on Sunday;
 - b) the playing of recorded music from 00:00 until 00:00 Monday to Sunday,
 - c) the provision of late night refreshment from 23:00 until 23:30 on Monday to Wednesday , 00:30 on Thursday and 02:30 on Friday & Saturday;
 - d) the sale of alcohol, for consumption on or off the premises, from 10:00 until 23:00 Monday to Wednesday, until 00:00 on Thursday, until 02:00 on Friday & Saturday and until 22:30 on Sunday.
- 3.4 The application has amended his original application and a copy of the letter amending the application was forwarded to all persons making representations. At the time of writing this reports no representations have been withdrawn,

1. Planning Implications

- 4.1 None.

2. Conclusion and reasons for recommendations

5.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions necessary to promote the licensing objectives.

Background papers:

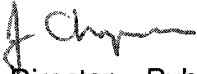
The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

Date 23/5/13

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 7527 3031

Fax: 020 7527 3430

E-mail: licensing@islington.gov.uk

Application To Vary A Premises Licence Under The Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Durham Atkinson from The Hops & Glory (formerly The George Orwell)
(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number LN/11095-140812

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 382 Essex Road Islington

Post town	London	Post code	N1 3PF
------------------	--------	------------------	--------

Telephone number at premises (if any)	0207 226 2277
---------------------------------------	---------------

Non-domestic rateable value of premises	£11500
---	--------

Part 2 – Applicant details

Daytime contact telephone number	07880 573 187		
E-mail address (optional)	durham@hopsandglory.co.uk		
Current postal address if different from premises address			
Post Town		Postcode	

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? Please tick yes
`X`

If not do you want the variation to take effect from Day Month Year

--	--	--	--	--	--	--	--

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

As per the cover letter we aim to have the ability for our patrons to be able to drink out the front of the premises on Essex Road between the hours of Midday and 2100 daily. This does not include Mitchison road as we understand there are elderly residents around us. We have chosen Essex Road for this activity as there is a significant amount of traffic which drowns out any noise from customers.

We aim to remove the need of a motion light sensor on Mitchison road. (We think this would cause more of a nuisance to our neighbours than aide in any way. We have CCTV surrounding the venue for our neighbourhoods safety).

To be able to allow patrons to enter the venue between the hours of midnight and 0200 on Friday and Saturday evenings.

To remove the need for a registered door supervisor on Thursday evenings when regulated entertainment is taking place.

To change the hours that we need to have a registered door supervisor on Friday and Saturday evenings from 2100-closing time to 2300 – closing time.

To have the ability to leave our Mitchison road door open until 2100 (this would only be in use during summer months).

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time,

please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- | | |
|---|--------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | X |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|---|--------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing We play recorded music from an Ipod which goes through a limiter which is positioned in a locked room away from bar staff. We don't wish to change the hours of music playing just the provision of a door supervisor that is mandatory from 2100-30 minutes after closing to 2300-0230		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	X
Mon	0900	2300		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	0900	2300	Please give further details here (please read guidance note 3)		
Wed	0900	2300			
Thur	0900	0000	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri	0900	0200			
Sat	0900	0200	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun	0900	2230			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Annex 2 number 8

Annex 2 number 10

Annex 2 number 12

Annex 2 number 13

Annex 2 number 17

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

Unlike the former owner, we now offer food in the form of hot toasted sandwiches, hot dogs, meat boards and cheese boards and various other snacks for our customers to consume to avoid a higher level of intoxication of our patrons. This will also help in the prevention of crime and disorder and public safety.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures *(please read guidance note 10)*

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent **(please read guidance note 11)**. If signing on behalf of the applicant please state in what capacity.

Signature	
Date	08/04/2013
Capacity	Director of company and current Deputy Premises Supervisor

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Durham Atkinson
382 Essex Road
Islington

Post town	London	Post code	N1 3PF
Telephone number (if any)	07 880 573 187		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			
durham@hopsandglory.co.uk			

To whom it may concern

I Durham Atkinson am the Deputy Premises Supervisor of the new pub 'The Hops and Glory' which is located on 382 Essex Road Islington N1 3PF. I am informing you of changes our business wish to make regarding our licence of this venue.

We have had the premises since July 2012 and are yet to receive a complaint of any kind from our neighbours. This surely is a representation of their appreciation of our effort to make this a safer and more welcoming venue than its predecessor. As there has been no complaints we wish to make slight changes to our licence which are currently either a financial waste or an extension of our provision to provide a venue of a safe happy environment. We have already turned this pub from its former days of a late night club style venue into a family friendly craft beer pub which now also offers food including hot dogs, toasted sandwiches, meat boards and cheese boards.

We wish to have the ability for our patrons to be able to drink out the front of the premises on Essex Road between the hours of Midday and 2100 daily. This does not include Mitchison road as we understand there are elderly residents around us. We have chosen Essex Road for this activity as there is a significant amount of traffic which drowns out any noise from customers. Currently there are motorbikes coming and going all throughout the day taking up space on Essex Road. Our beer garden doesn't get much sunlight so we wish to have the ability to have patrons drinking on the pavement. This would only be in use during the summer months.

We aim to remove the need of a motion light sensor on Mitchison road. We think this causes more of a nuisance to our neighbours than aide in any way. We have CCTV surrounding the venue for our neighbourhoods' safety and are in full compliance with any recording requests from the police.

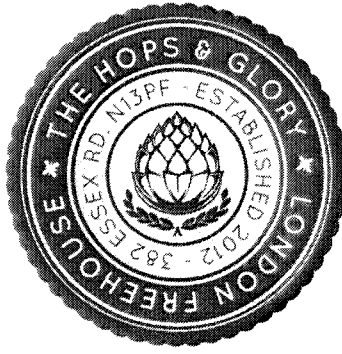
We also wish to be able to allow patrons to enter the venue between the hours of midnight and 0200 on Friday and Saturday evenings. Currently no one is allowed in after midnight however we have a SIA registered door supervisor monitoring the intoxication levels of the incoming and exiting of patrons who wish to enjoy the venue. Because our beer garden shuts at 10pm there is nowhere for patrons to smoke or get fresh air so we have to let them pop out for a few minutes anyway. I find this most unfair as some patrons would be able to leave quickly to enjoy some fresh air and re-enter whilst newly arriving patrons who are all monitored for intoxication are not.

We also wish to remove the need for a registered door supervisor on Thursday evenings when regulated entertainment is taking place. We only play recorded music which turned up to a certain level can be classified legally as 'regulated entertainment' however we rarely get overly busy on Thursdays that a Door supervisor is required. We generally have predominantly diners in from Mondays to Thursdays.

We also currently need to have a registered door supervisor on Friday and Saturday evenings from 2100-30 minutes after closing time. At 2100 we are never overly busy or anywhere near capacity where the venue might feel unsafe. We are still happy to have a security guard on these evenings however we wish to have them starting at 2300 when the venue does get busier.

We also wish to have the ability to leave our Mitchison road door open until 2100. This is something we would only use in summer months so that fresh air is circulating throughout the venue. We don't wish to keep the Essex Road front doors open as the noise pollution travels in significantly from this door. Again we understand that there is an elderly home across the road on Mitchison road so this door would become closed after 2100 nightly.

If you have any queries or questions about our application please don't hesitate to contact me directly via email at durham@hopsandglory.co.uk or on +44 (0) 7880 573 187.



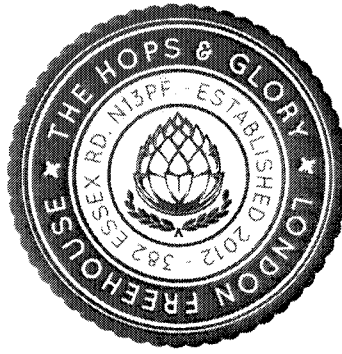
Durham Atkinson
Managing Director
The Hops & Glory Islington
382 Essex Road N1 3PF

14th May 2013

To Whom It May Concern:

After reviewing the communities' requests and concerns I Durham Atkinson the DPS of The Hops & Glory have reconsidered our application for the variation of our premises licence in place at 382 Essex road.

- 1) To show that we are moving from a vertical drinking venue to more of a mixed use premises I am happy to ensure that hot and cold food be available including toasted sandwiches and hot dogs be available until closing time 7 days a week. We do hope to develop this offering even further to the offering of a full kitchen by Winter 2013/2014.
- 2) I will happily remove my request for the removal of a motion sensory light if it is of concern to our neighbours. There currently isn't one in place as our pub lights and the communities lights keep it well lit but if it is of further concern I will promptly install one.
- 3) Initially we requested to allow patrons to enter from midnight till 2am, I am happy to move this to 1am with no more entry between the hours of 1am and 2am. We do already have a door supervisor in place during these hours monitoring intoxication and noise pollution.
- 4) I also understand the communities' concerns over noise and I am happy to remove our request of removing a noise limiter.



- 5) Initially I applied for drinking on the Essex Road Pavement until 9pm. I am happy to change this to 8pm. I am also happy to keep this restricted to seating only which will be attached to the venue, clearly labeled and signed. There currently are road bikes coming and going which take up the pavements space and we wish to take up no more space than what is already in use.
- 6) I am happy to have a door supervisor on Thursdays when regulated entertainment is in place. We currently only play recorded music on this day.
- 7) Initially I applied for the hours of operation of a door supervisor to be moved from 9pm till 30 minutes after close to 11pm till 30 minutes after close. I understand the communities concerns and hope we can meet in the middle moving the required hours to 10pm till 30 minutes after close on Fridays and Saturdays.

If you have any queries of questions please don't hesitate to contact myself directly via email at durham@hopsandglory.co.uk or via telephone on +44 (0)7880 573 187 or contact the **Licensing Service** ☐Public Protection Division ☐Islington Council ☐222 Upper Street ☐London N1 1XR ☐Tel: 020 7527 3031

Yours truly

Durham Atkinson



Premises Licence Summary

Licensing Act 2003

Premises licence number LN/11095-140812

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**THE ORWELL
382 ESSEX ROAD**

Post town	London	Post code	N1 3PF
------------------	--------	------------------	--------

Telephone number

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence Ground Floor Only

- The provision of regulated entertainment by way of:
The performance of live music
The playing of recorded music
The performance of dance
- The provision of entertainment facilities for:
Making music
Dancing
- The provision of late night refreshment
- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- The provision of regulated entertainment for the performance of live music:

Monday	0900	to	2300	
Tuesday	0900	to	2300	
Wednesday	0900	to	2300	
Thursday	0900	to	0000	
Friday	0900	to	0200	the following day
Saturday	0900	to	0200	the following day
Sunday	0900	to	2230	

- The provision of regulated entertainment for the playing of recorded music:

Monday	0000	to	2400
Tuesday	0000	to	2400
Wednesday	0000	to	2400
Thursday	0000	to	2400
Friday	0000	to	2400
Saturday	0000	to	2400
Sunday	0000	to	2400

- The provision of regulated entertainment for the performance of dance:

Monday	0900	to	2300	
Tuesday	0900	to	2300	
Wednesday	0900	to	2300	
Thursday	0900	to	0000	
Friday	0900	to	0200	the following day
Saturday	0900	to	0200	the following day
Sunday	0900	to	2230	

- The provision of entertainment facilities for making music:

Monday	0900	to	2300	
Tuesday	0900	to	2300	
Wednesday	0900	to	2300	
Thursday	0900	to	0000	
Friday	0900	to	0200	the following day
Saturday	0900	to	0200	the following day
Sunday	0900	to	2230	

- The provision of entertainment facilities for dancing:

Monday	0900	to	2300	
Tuesday	0900	to	2300	
Wednesday	0900	to	2300	
Thursday	0900	to	0000	
Friday	0900	to	0200	the following day
Saturday	0900	to	0200	the following day
Sunday	0900	to	2230	

- The provision of late night refreshment:

Monday	2300	to	2330	
Tuesday	2300	to	2330	
Wednesday	2300	to	2330	
Thursday	2300	to	0030	the following day
Friday	2300	to	0230	the following day
Saturday	2300	to	0230	the following day

• The sale by retail of alcohol:

Monday	1000	to	2300	
Tuesday	1000	to	2300	
Wednesday	1000	to	2300	
Thursday	1000	to	0000	
Friday	1000	to	0200	the following day
Saturday	1000	to	0200	the following day
Sunday	1000	to	2230	

Except on:

New Year's Eve, except on a Sunday, 10.00 until the time authorised on the following day

New Year's Eve on a Sunday, 12.00 to until the time authorised on the following day

If there are no permitted hours on the following day, midnight on 31st December.

The morning on which summer time begins the sale of alcohol is authorised until 03.00 hours

Sundays immediately before a bank holiday, other than Easter Sunday, the sale of alcohol is authorised to 02.00 hours

The opening hours of the premises: Not Specified

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On and off supplies

Name, (registered) address of holder of premises licence

YoYo Hospitality London Ltd
Second floor flat
89 Redcliffe Gardens
West Brompton
London
SW10 9JJ

Registered number of holder, for example company number, charity number (where applicable)

07996278

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

Durham Atkinson

State whether access to the premises by children is restricted or prohibited

It is an offence to allow persons under the age of 16 years to be on the premises whilst it is open exclusively or primarily for the supply of alcohol for consumption on the premises unless they are accompanied by a person aged 18 or over. No unaccompanied person under the age of 16 years shall be permitted on the premises between 12 midnight and 5am if alcohol is supplied for consumption on the premises.

Islington Council

Public Protection Division

222 Upper Street

London

N1 1XR

Tel: 020 7527 3031/3803

Email: licensing@islington.gov.uk

Summary

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.
5. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any "irresponsible promotions" in relation to the premises.

In this condition, an "irresponsible promotion" means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:

- a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on:
 - i) the outcome of a race, competition or other event or process, or
 - ii) the likelihood of anything occurring or not occurring;
 - e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
6. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
 7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

8. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

9. The responsible person shall ensure that:
- a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i) beer or cider: ½ pint;
 - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii) still wine in a glass: 125 ml; and
 - b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the Operating Schedule

1. The maximum number of persons accommodated at any one time in the premises shall not exceed 100 persons (including staff and performers) on the ground floor.
2. The licence is subject to the following Additional Conditions referred to in the Standard Conditions for Places of Public Entertainment.
 - ADDITIONAL CONDITIONS D : APPLICABLE TO PREMISES USING DOOR SUPERVISORS
 - ADDITIONAL CONDITIONS GO: APPLICABLE TO THE KEEPING OF GOOD ORDER.
 - ADDITIONAL CONDITIONS SX: FOR PARTICULAR CONTROL OVER, STRIPTEASE OR SIMILAR ENTERTAINMENT INVOLVING NUDITY.
3. All amplified sound played within the premises shall be via a permanently installed sound system fitted with a working entertainment noise limiter set so that the music noise levels adjacent to the pillar in the centre of the bar, facing the bar, do not exceed:
 - LAeq 90 dB(A) (5 min).
 - Leq (5 min) 90 dB in the 63HZ and 125HZ 1/1Octave bands
4. The above maximum internal amplified sound levels are not to be increased, except following prior consultation with, and approval in writing from, the Local Authority
5. A competent person i.e. an Acoustic Consultant registered with the Institute of Acoustics, shall be commissioned annually to determine, and report in writing, if the entertainment noise limiter is operating so that the above maximum internal music noise levels can not be exceeded. A copy of the report is to be submitted to the Local Authority by 31st October each year.
6. The garden area shall not be used after 10.00 p.m. and notices shall be displayed on the premises to that effect.

7. The licensee shall provide registered door supervisors to patrol the outside of the premises to minimise the impact of patrons arriving, departing and congregating as set out in conditions 6 and 7 below.
8. Thursday, Friday and Saturday, where regulated entertainment is taking place, one registered door supervisor shall be provided after 21:00 until 30 minutes after closing and a second registered door supervisor after 23:00 in the event that patron numbers exceed 90 until 30 minutes after closing.
9. Sunday, Monday, Tuesday and Wednesday, one registered door supervisor shall be provided in the event that patron numbers exceed 90 from 21:00 until 30 minutes after closing.
10. A movement sensor light shall be fitted on the rear wall of the Mitchison Road side of the premises, this light shall be fully maintained and operational whilst the premises is in use under this licence.
11. CCTV shall be installed, operated and maintained inside and outside the premises (subject to planning permission) in agreement with the Police. The system will enable a frontal head and shoulders image of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. A working copy shall be supplied free of charge to an Authorised Officer or a Police Officer within 24 hours of any request. It is the responsibility of the premises to download any recording requests.
12. There shall be no admissions after 12 midnight.
13. The licensee shall not allow patrons to drink on the pavement outside the premises at any time.
14. The licensee shall display signage inside the premises asking patrons to leave in a considerate manner.
15. The licence shall be subject to the Council's standard conditions for Places of Entertainment.
16. The licence shall be subject to the Council's technical standards for Places of Entertainment.
17. All doors and windows to be kept shut, except for ingress and egress when regulated entertainment is taking place.

Annex 3 - Conditions attached after a hearing by the licensing authority

None

Annex 4 – Plans

Reference Number: 88118 9 July 1994

11th April 2013

REF 21

Dear Licensing Service

I have been asked by my residents to write to you on their behalf, regarding the above proposed variation in licence. Please find attached a signed petition signed from all my residents and me at [REDACTED]. The reasons we are against these changes are, the prevention of crime and disorder in our area. We recently had a drunken male cause criminal damage to 2 of our front entrance doors on 1st February at 3.00am in the morning, which cost in excess of over £1,000.00 to be repaired. This caused my elderly residents distress and concerns about their safety and wellbeing. The person appeared at Highbury Magistrates court on 2nd April 2013.

1st Objection is to allowing patrons entry between the hours of midnight and 2am on Fridays & Saturdays. This would bring more noise and drunken behaviour and crime to our area. We already suffer with the noise from patrons shouting and arguing late at night in the street, not to mention car doors banging and car horns being blasted. Many of my residents have ongoing health problems and can't cope with anymore noise and nuisance at night time.

2nd Objection to remove motion sensor light at all times on Mitchison Road. This was obviously put in for safety reasons and don't see the reason for it to be removed.

3rd & 4th Objection is to allowing drinking on the pavements outside the premises and the opening of the Mitchison Road doors until 21.00. My residents including myself would not be able to have our windows open, due to the noise of customers standing in the street. It will also affect the privacy of my residents living in building directly opposite the premises. There is also concern about glasses and bottles being deposited outside our building. This will also block the right of way on the narrow pavements for everyone.

5th Objection is to the removal of a door supervisor on Thursdays. We feel there is still a need for a door supervisor, as there are often people standing in the street at night smoking and drinking outside the premises. The door supervisors' job is to make sure that he/she vets the people using their establishment and make sure trouble doesn't start.

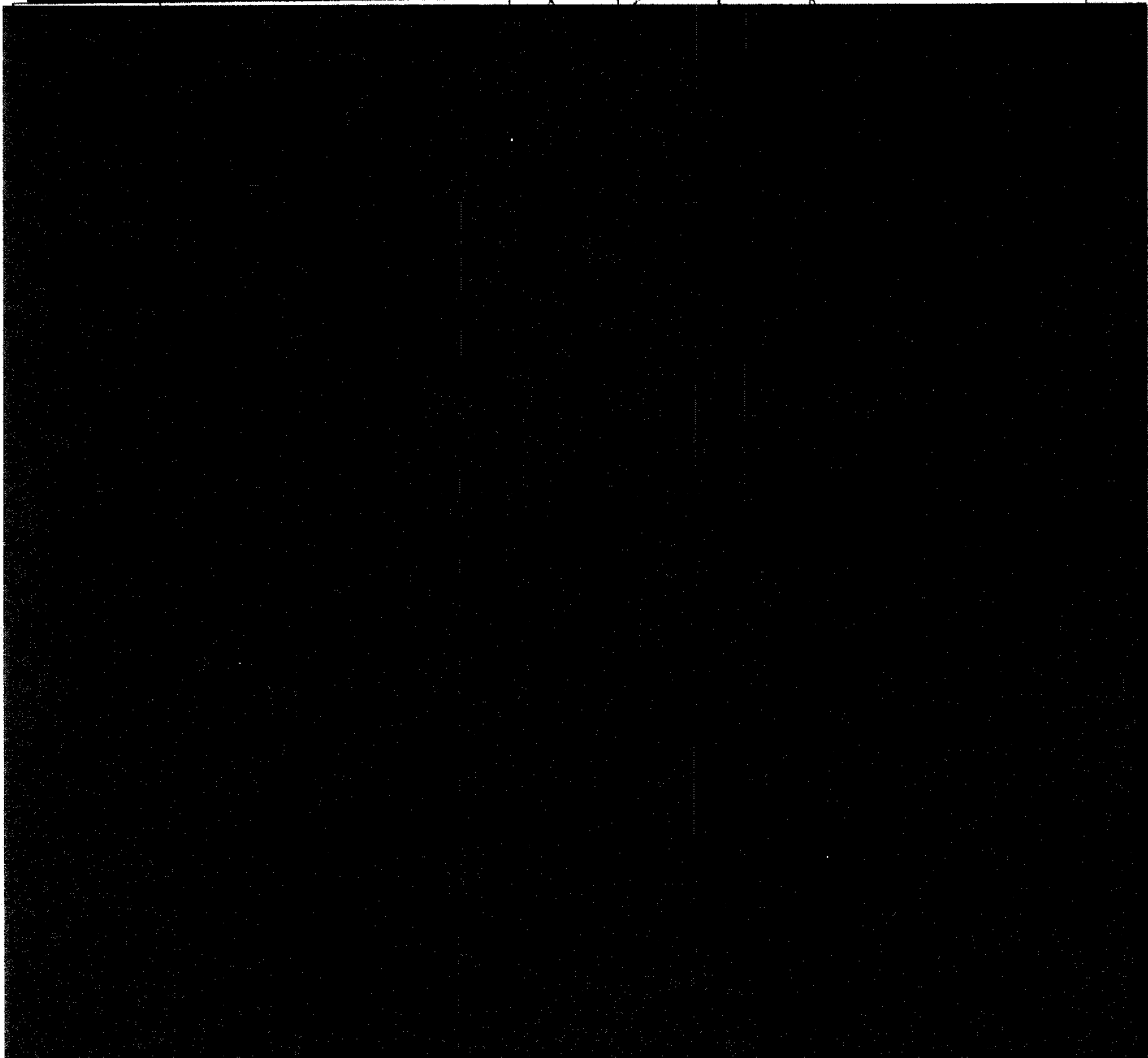
6th Objection is to the removal of a door supervisor on Fridays & Saturdays from 21.00 until 30 minutes after closing, to 23.00 until 30 minutes after closing. This area would be unbearable to live in, as the weather gets warmer we will see more patrons pile out on the streets and cause noise and nuisance to the people who have to live around here. There had been many occasions last summer when ongoing arguments and fighting have taken place. The Hops & Glory are responsible for the patrons it encourages to drink on their premises, but are also responsible for the behaviour of them outside their premises.

7th Objection is remove the requirement of a noise limiter. The noise from this establishment last summer was unbearable, as they put up a large screen TV in the side entrance eating area in Mitchison Road. Between the noise from the TV and people shouting and talking over it, we couldn't leave our windows open.

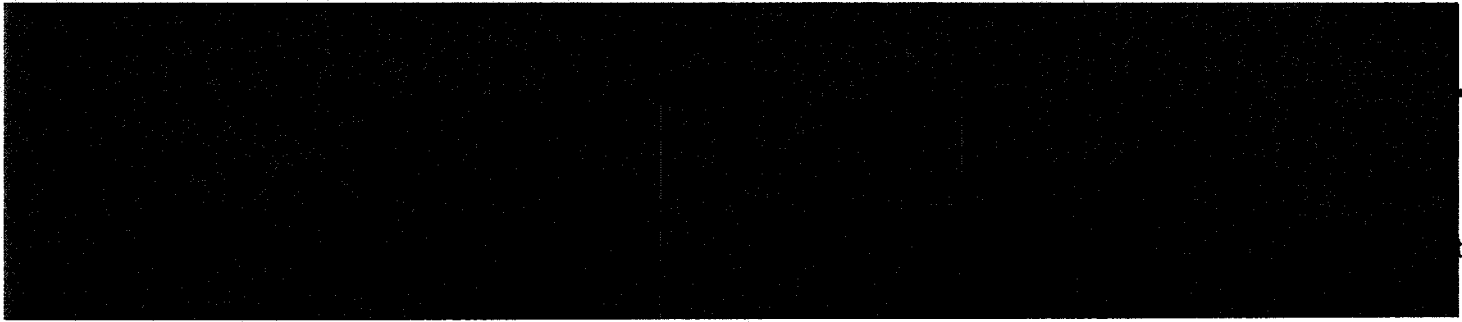
COMMERCIAL LICENSING



**Petition against amendment of conditions to
The Hops & Glory 382 Essex Road. N1 3PF.**



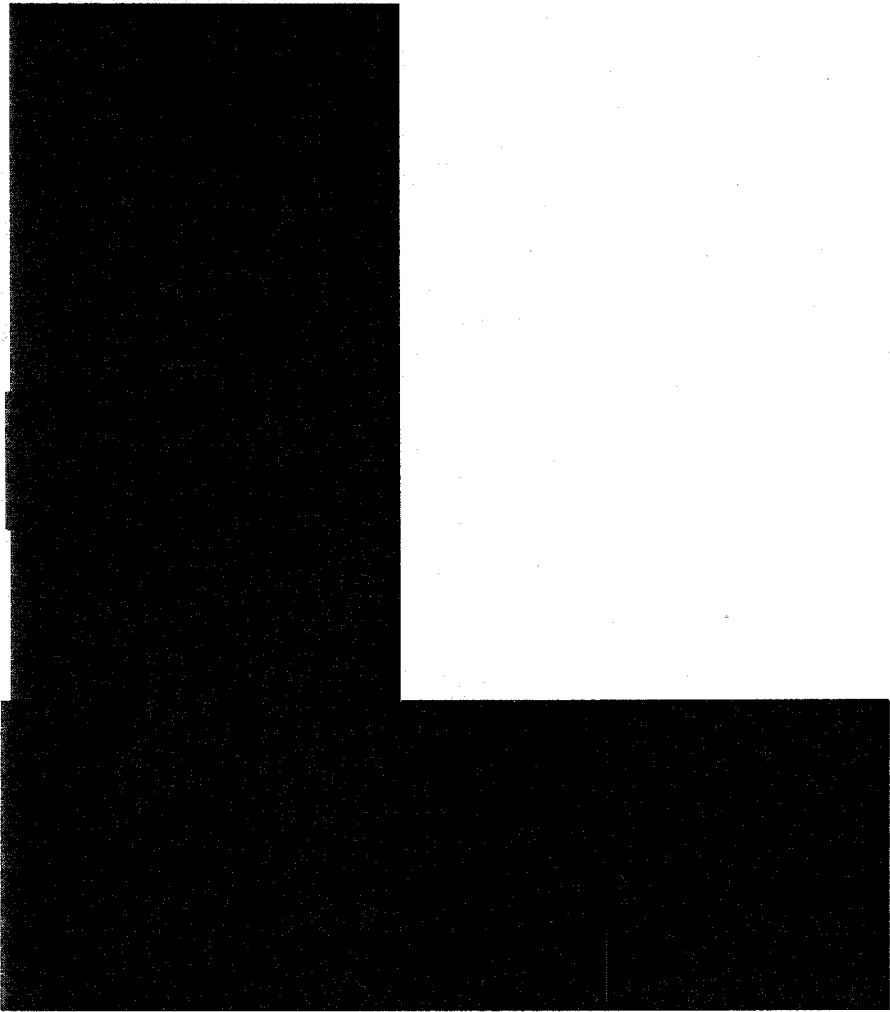
REP1.



Dear Licensing Team

Please find attached signed petition and letter against changes to premises licence
for the above named public house at 382 Essex Road.

Regards

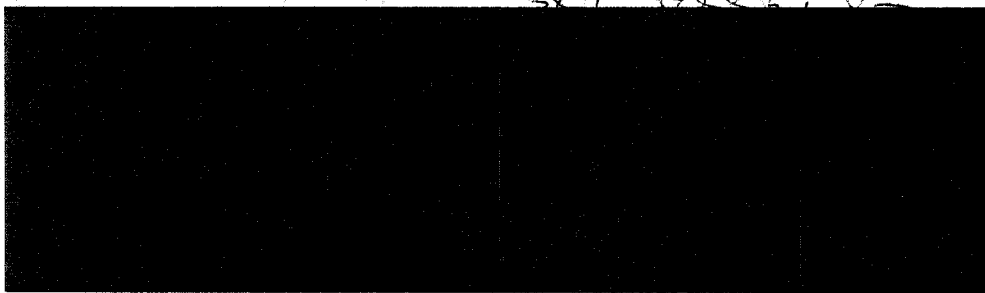


Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application this form to help you. Please feel free to attach additional sheets.

You do not have to make any comment, and comments may be made in support of as well as against the application, providing they refer to one or more of the licensing objectives (please see the guidance notes for further advice).

Premises Name and address THE WOP & Glory
387 Essex St U1



Telephone [Redacted]

Please comment on the licensing objectives below relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

Public Nuisance

You should know from previous experience that this public house is known for noise and fighting when it has a late night licence. I and my fellow residents have ~~stuffed~~ enough. You cannot hear the television from the noise of the road customers on the pavement.

PLEASE NOTE THERE IS AN OLD PROPER HOUSE on the corner.

Crime and Disorder

The trouble done in the pavement clash with the local youths and there are often fights which wake me up.

PLEASE SHOW SOME RESPECT FOR YOUR RESIDENTS

Protection of Children from Harm

Loss of Broken glass is shown on the
lower part the next day which is
dangerous to kids good children
cannot sleep when they stay because of
the noise.

Public Safety

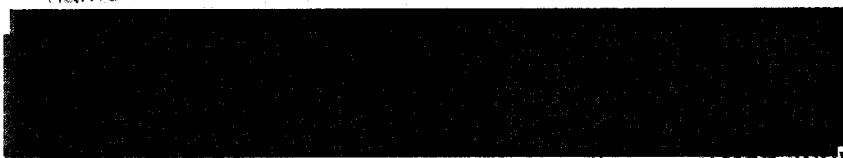
We don't feel safe going out
late.

I wish my identity to be kept anonymous Yes/No No

We will treat representations as anonymous where there is a genuine reason to do so; if you wish your name and address details to be withheld then please explain the reason:

[Empty box for explanation of anonymity request]

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet; however the published on-line version of the report will have name and address details removed.



Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
licensing@islington.gov.uk

or send by email to:

Licensing Act 2003- Representation from the Licensing Authority
Application: 382 Essex Road N1

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application to remove various conditions from the premises licence.

The recommendation of the Licensing Authority is to refuse this application. If the applicant is able to provide an operating schedule which adequately demonstrates measures to promote the licensing objectives the variation may be acceptable to the Licensing Authority if these measures are attached as licence conditions.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

The applicant proposes to change the premises from a late night music venue to a family friendly pub and has applied to remove the following conditions from the premises licence to assist with this transition:

1. All amplified sound played within the premises shall be via a permanently installed sound system fitted with a working entertainment noise limiter set so that the music noise levels adjacent to the pillar in the centre of the bar, facing the bar, do not exceed:
 - LAeq 90 dB(A) (5 min).
 - Leq (5 min) 90 dB in the 63HZ and 125HZ 1/1Octave bands
2. The above maximum internal amplified sound levels are not to be increased, except following prior consultation with, and approval in writing from, the Local Authority
3. A competent person i.e. an Acoustic Consultant registered with the Institute of Acoustics, shall be commissioned annually to determine, and report in writing, if the entertainment noise limiter is operating so that the above maximum internal music noise levels can not be exceeded. A copy of the report is to be submitted to the Local Authority by 31st October each year.
4. The licensee shall provide registered door supervisors to patrol the outside of the premises to minimise the impact of patrons arriving, departing and congregating as set out in conditions 6 and 7 below.
5. Thursday, Friday and Saturday, where regulated entertainment is taking place, one registered door supervisor shall be provided after 21:00 until 30 minutes after closing and a second registered door supervisor after 23:00 in the event that patron numbers exceed 90 until 30 minutes after closing.
6. A movement sensor light shall be fitted on the rear wall of the Mitchison Road side of the premises, this light shall be fully maintained and operational whilst the premises is in use under this licence.
7. There shall be no admissions after 12 midnight.
8. The licensee shall not allow patrons to drink on the pavement outside the premises at any time.
9. The licensee shall display signage inside the premises asking patrons to leave in a considerate manner.
10. All doors and windows to be kept shut, except for ingress and egress when regulated entertainment is taking place.

The operating schedule doesn't propose any additional conditions other than to provide door supervisors on Friday and Saturday from 11pm until 30 minutes after closing time.

This variation application will result in an additional late night premises selling alcohol contrary to Licensing Policy 11. Whilst during the day the premises may operate as a family friendly pub this is unlikely to be the case late at night.

Given that the premises already has a late night licence it may be possible for it to operate as an alcohol lead premises without adversely impacting upon the licensing objectives but as the variation application is to remove conditions without offering any additional control measures in the operating schedule this application it is impossible to reach this conclusion.

Licensing Policy Considerations

Licensing Policy 9 – Operating schedules

The Licensing Authority seeks to encourage the highest standards of management in licensed premises and expects the operating schedule to describe how these standards will be achieved in relation to promoting the licensing objectives.

Licensing Policy 11

The Licensing Authority seeks to promote mixed used premises with alcohol sales being offered to customers alongside entertainment and food. Applications for premises providing a seated environment for customers are encouraged. Applications for premises whose predominant offer is vertical drinking are not encouraged but if made, the operating schedule will be expected to demonstrate robust arrangements for promoting the licensing objectives.

Summary and recommendations

This application is to remove conditions to support the proposal to turn the premises into an alcohol lead venue. With the exception to provide door supervisors on Fridays and Saturdays from 11pm until 30 minutes after closing time no additional controls are proposed to promote the licensing objectives.

The Licensing Authority recommends that this application be refused.

Janice Gibbons
Service Manager
Islington Council
Public Protection Division
222 Upper St
London N1 1XR

4 April 2013

REP 5

Islington Licensing Authority
Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority - Environmental Protection

Your Name	Eryka Bancroft
Job Title	Senior Environmental Health Officer
Postal and email address	Noise Team Public Protection Division 222 Upper Street London N1 1XR
Contact telephone number	020 7527 3846

Name of the premises you are making a representation about	Hops and Glory
Address of the premises you are making a representation about	382 Essex Road Islington N1 3PF

Please detail the evidence supporting your representation. Or the reason for your representation.
Please use separate sheets if necessary

To prevent public nuisance

We are making our representation for the minimisation and prevention of the risk of noise pollution to neighbouring residential occupiers.

Noise Team has visited the premises and while we have no serious objections to the granting of the Licence as applied for, however we do object to its granting without conditions.

Noise Team on visiting the premises spoke to Mr Atkinson the Applicant.

- He has agreed to rescind that part of the Variation Application dated the 18th March relating to the removal of a condition requiring a noise limiter on the premises (Conditions 3, 4, And 5 of Annex 2 to Licence LN/11095-140812)
- We have no objection to the amendment of Condition 8 (Annex 2 to Licence LN/11095-140812) in relation to Friday and Saturday but not its removal in connection with Thursday. We would emphasise that the Condition requiring a door supervisor only relates to times where regulated entertainment is taking place.

Our objection will be withdrawn if the applicant agrees to the conditions set out below.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary.

A. Deliveries

1. No deliveries will take place on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.

B. Rubbish Clearance

1. No rubbish will be moved, removed or placed in outside the premises on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.

C. Notices

79 Prominent, clear and legible notices must be displayed at the

	<p>public exit to the premises requesting the public to respect the needs of local residents and to leave the area quietly.</p> <p>D. Noise and Vibration</p> <p>Noise or vibration will not emanate from the premises so as to cause a nuisance to nearby properties.</p> <p>E. Door Supervision</p> <p>Thursday, Friday and Saturday, where regulated entertainment is taking place one registered door supervisor shall be provided from 23:00 until 30 minutes after closing and a second registered door supervisor from 23:00 in the event that patron numbers exceed 90 until 30 minutes after closing.</p> <p>F. Doors and Windows</p> <p>Doors to access and egress the premises shall be kept closed so far as practicable at times when regulated entertainment is taking place.</p>
--	---

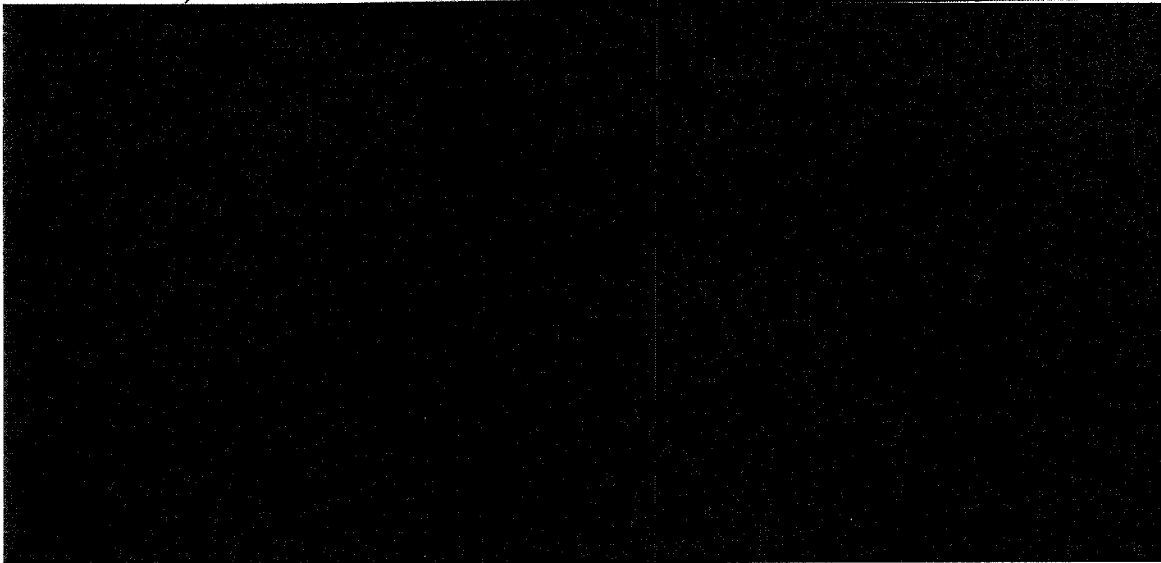
Signed: _____

Date: 12th April 2013

Please send this form along with any additional sheets to the applicant. A copy should be sent to: Islington Council, Licensing Team, 159 Upper Street London N1 1RE or email to licensing@islington.gov.uk

This form must be returned within the Statutory Period. For more details please check with the Licensing Support Team on 020 7527 3031

Williams, John



I wish to object strongly to the requested variations on the following grounds.

These should also be taken in context with the previous reasons for being in place, due to the repeated failures of past and current landlords to comply with the current set of regulations.

Also please note that the noise patrol have on many occasions failed to attend within the time of the premises being open, thus "complaints received" is not a gauge of complaints made, as no complaint is registered if the noise patrol team do not witness the nuisance first hand as the case against the renewal of the license for "Lady Sue Farrell" has shown.

1 Allow patrons entry between Midnight and 2AM.

This already happens and I have witnessed vehicles full of people arriving and being let in after 12 Midnight, as well as re-entry of patrons let out to smoke, these arrivals also cause noise and public nuisance as they drive into Mitchison Road, alight their passengers then full speed with wheelspin to the end of Mitchison Road (cul-de-sac) to turn round, then full throttle back along the road and out again.

2 Remove the need for a motion sensor light in Mitchison Road

Is there one currently? It has never been working to my knowledge since 1998 when the Cooney Brothers "broke it"

3 Patrons be allowed to drink on the Essex Road Pavement until 21:00

Even now patrons are drinking outside when the doormen are supposed to not allow this. On many occasions it is hard to walk along this part of the road without being jostled into the path of buses.

The footpath is not overly wide, and along with the bar's sign taking a large chunk of pavement space, it is hard for mothers with buggys to negotiate the "SMOKING CROWD" already, adding more people to this narrow pavement (the bar has no frontage) would create a public nuisance and danger to pedestrians

4 To have the Mitchison Road door open until 21:00

The reason for the door being closed is to stop the noise reverberating into the old peoples home opposite, also to discourage crowds gathering outside the entrance to flats above the premises. The noise nuisance caused by this door being open, also the garden door being open has caused many sleepless nights for the families with young children of school age (numbers 1,3,5,7) regularly during the summers past, the doors are supposed to be fitted with panic bolts as a fire escape and the ramp was put in for wheelchair access. Some people still like to have their children in bed at 8:00pm and the continued noise from having both doors open would affect the childrens sleep ability.

5 Remove the need for door supervision on Thursdays

Only if the licensing hours are reduced to 12:midnight on Thursday, else the same rules need apply for all days with the 2am next morning licensing ability.

6 To change the need for a door supervisor....

No changes should be allowed to the hours of need for door supervision, I have witnessed on occasions before 9:pm patrons drinking outside the premises, with glasses in hand, making excessive noise and the proprietor even out with them ignoring his licensing conditions, to have no supervision at the time when most drinkers are arriving from work should not even be considered, the residents already regret giving leeway to reducing the number of supervisors needed at the last review.

7 to remove the requirement for a noise limiter

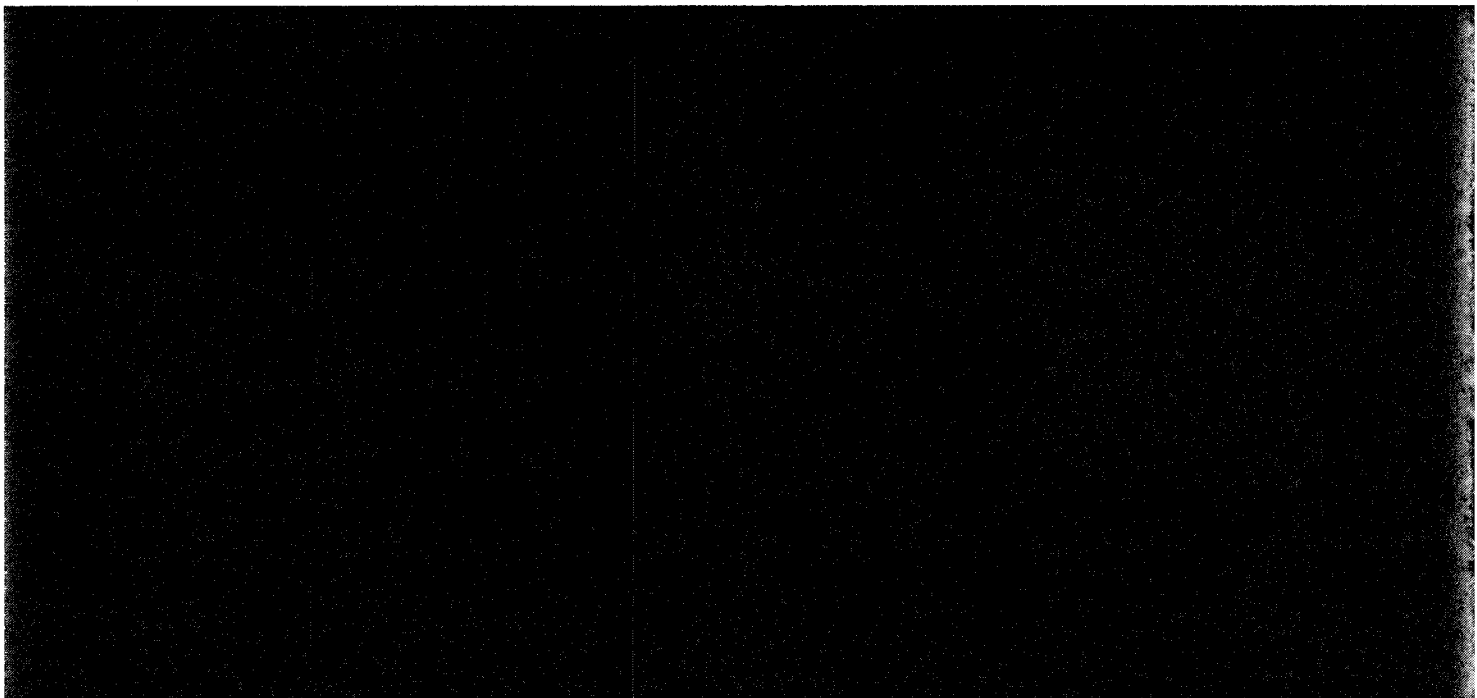
The need arose due to excessive noise, does the proprietor mean to exceed the noise limits set? Why else "remove" a need unless they mean to exceed the already too high limit (the houses next to the premises are not in any way sound proofed and the Bass noise shakes the house I live in)

The current proprietors have been in the premises less than a year, and have been closed for decoration at least on 3 occasions lasting 2-3 weeks in that time, yet before they have proven to be capable of running the premises within the current constraints (to which they were privy upon signing for the lease), are already trying to leverage the local community into believing they are competent.

Upon these grounds set above and the past history (repeated several times through differing landlords) I object to the variations of the license.

On Saturday 6th April at 2:30am, as seen on my CCTV system, five men (25-35) walked from the premises along Mitchison Road, proceeded to ring on doorbells (including mine) and shook cars to set the alarms off. This is the type of public nuisance we had happening back in 2003-2008 and do not want again

Regards



1 kept

Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application this form to help you. Please feel free to attach additional sheets.

You do not have to make any comment, and comments may be made in support of as well as against the application, providing they refer to one or more of the licensing objectives (please see the guidance notes for further advice).

Premises Name and address HOPS and GLORY, 382 ESSEX Rd
[REDACTED] 3PF

Your Name: [REDACTED]

Interest: Resident

(E.g. resident, business, TBA Chair, Councillor, solicitor)

Your Address: [REDACTED]

Email: [REDACTED]

Telephone: [REDACTED]

Please comment on the licensing objectives below relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

Public Nuisance

I strongly feel that the ^(Hops & Glory Pub) already is a public nuisance on weekends, if you have people in the garden of the pub, the voices, laughter, she echo's around the back of my home. I'm less than 20 metres from the pub, for me to have to put up with that till 2am will be horrible. 12 Midnight is hard enough! WHY???

Would you remove a noise line ~~line~~ I chose to live on a quiet street for a reason. I work every Saturday! Why would anyone want to hear loud music till 2am every Friday Saturday/Sunday?

Protection of Children from Harm

They already have people blocking the pavements by Smoking outside. We don't want kids having to walk on a dangerous Essex Rd, to walk around the patrons of the pub. If they are able to drink outside too the Street will be full at most times.

Public Safety

Not to have a door Supervisor on Thursdays WHY?? The public need to know if a fight were to break out, That there is someone there to sort it out. on all busy nights of the week!

I wish my identity to be kept anonymous Yes/

We will treat representations as anonymous where there is a genuine reason to do so; if you wish your name and address details to be withheld then please explain the reason:

I don't wish to be singled out over my concerns over this matter.
Or for random people calling my telephone.

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet; however the published on-line version of the report will have name and address details removed.

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

REP 6

Williams, John

From: [REDACTED]
Sent: 12 April 2013 15:49
To: Licensing
Subject: Comments on Premise Licence Application Variation - The Hops and Glory, 382, Essex Rd N1 3PF

Re: Premise Licence Application Variation - The Hops and Glory, 382, Essex Rd N1 3PF

I live at [REDACTED] whose garden backs onto the garden of the Hops and Glory. I would like to make the following comments on proposed variations 5, 6 and 7:

The prevention of public nuisance

7. Remove the requirement for a noise limiter.

Since the most recent Premises Licence was granted, I have on five occasions had to go and ask the bar staff to close the doors to the garden after 10pm (when they should be shut) because the noise from the pub had woken up one of my children, who sleeps at the back of the house.

The bass frequencies are often loud enough to be clearly heard in my house even when the windows of my house are closed, the curtains are drawn and the doors to the pub garden are shut. This is the case with the current limiter in place. By removing the limiter you increase the possibility of public nuisance due to noise.

I ask that the limiter is kept in place and that the Licensee's attention is drawn to the importance of making sure the rear garden doors are shut by 10pm.

The prevention of crime and disorder

5. Remove the need for a door supervisor on Thursdays.

6. To change the need for a door supervisor on Fridays and Saturdays from 2100 until 30 minutes after closing, to 2300 until 30 minutes after closing.

The instances of fighting, urinating, arguing and shouting outside the pub late at night have been reduced by the presence of doormen provided for under the current licence. If some of the conditions for doormen are removed and some of these problems get worse again, do we have a quick mechanism for reinstating those conditions? Otherwise we shall be back to the undesirable position that existed before the current conditions were put in place.

I ask that the current conditions of the licence remain in place and that these conditions of the licence are not varied.

Yours sincerely

Cars parked along Mitchison Road and Essex Road are use as 'tables' or 'pearching stools' for patrons to rest their drinks on.

The green area outside houses 346 – 351 Essex Road is used as a drinking area, where bottles are left and used cigarette butts are thrown, extending the hours will cause high volumes of people.

Removing the door supervisor will allow the patrons to cause more noise and a public safety hazard to theses house.

High levels of offensive language is used.

Patrons urinating in the street and in the road.

Public disorder offensives.

Protection of Children from Harm

Allowing patrons to enter premises after midnight, will cause more people to congregate outside and along Essex Road waiting for entry. You are unable to walk pass or around the premise now due to the high volume of people outside. The pavement area is usually blocked, nothing is done by the door staff to control the levels of public allowed to enter.

Allows doors to be open after 21.00 and allowing Patrons to drink on Essex Road after 21.00 will mean a huge increase in noise levels for those who live around the premises. **BUT AT THIS TIME THEY ARE BREAKING THESE RULES AS THE DOORS ARE OPEN LATER AND PEOPLE ARE OUTSIDE DRINKING LATER THAN 21.00 NOW.**

The green area outside houses [REDACTED] is used as a drinking area, where bottles are left and used cigarette butts are thrown, extending the hours will cause high volumes of people.

Removing the door supervisor will allow the patrons to cause more noise and a public safety hazard to theses house.

High levels of offensive language is used.

Patrons urinating in the street and in the road.

Public Safety

Allowing patrons to enter premises after midnight, will cause more people to congregate outside and along Essex Road waiting for entry. You are unable to walk pass or around the premise now due to the high volume of people outside. The pavement area is usually blocked, nothing is done by the door staff to control the levels of public allowed to enter.

Allows doors to be open after 21.00 and allowing Patrons to drink on Essex Road after 21.00 will mean a huge increase in noise levels for those who live around the premises. **BUT AT THIS TIME THEY ARE BREAKING THESE RULES AS THE DOORS ARE OPEN LATER AND PEOPLE ARE OUTSIDE DRINKING LATER THAN 21.00 NOW.**

Cars parked along Mitchison Road and Essex Road are use as 'tables' or 'pearching stools' for patrons to rest their drinks on.

The green area outside houses [REDACTED] is used as a drinking area, where bottles are left and used cigarette butts are thrown, extending the hours will cause high volumes of people.

Removing the door supervisor will allow the patrons to cause more noise and a public safety hazard to theses house.

High levels of offensive language is used.

Patrons urinating in the street and in the road.

Suggested conditions of approval consistent with the operating schedule

As per current licence with the following requested amendments.

Conditions 8 to be amended as follows

- On Thursday, where regulated entertainment is taking place, one registered door supervisor shall be provided after 23:00 until 30 minutes after closing.
- On Friday and Saturday, where regulated entertainment is taking place, one registered door supervisor shall be provided after 22:00 until 30 minutes after closing.

Condition 9 to be removed.

Condition 12 to be amended as follows.

- There shall be no admissions after 1am.

Condition 13 to be amended as follows.

- The licensee shall not allow patrons to drink on the pavement outside the premises on Mitchison Road, customers will only be permitted to drink outside on Essex Road until 8pm only.

Additional suggested condition.

- The licence holder shall ensure that hot and cold food is available until closing time 7 days a week.

Suggested conditions of approval recommended by Noise Team.

11. No deliveries will take place on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.
12. No rubbish will be moved, removed or placed in outside the premises on Sundays or Bank Holidays
13. Prominent, clear and legible notices must be displayed at the public exit to the premises requesting the public to respect the needs of local residents and to leave the area quietly.
14. Noise or vibration will not emanate from the premises so as to cause a nuisance to nearby properties.
15. Thursday, Friday and Saturday, where regulated entertainment is taking place one registered door supervisor shall be provided from 23:00 until 30 minutes after closing and a second registered door supervisor from 23:00 in the event that patron numbers exceed 90 until 30 minutes after closing.

